



UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
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May 1, 2017

By ECF

Hon. Joseph A. Dickson  
United States Magistrate Judge  
District of New Jersey  
Martin Luther King, Jr. Federal Building  
and Courthouse  
50 Walnut Street  
Newark, New Jersey 07102

Re: SEC v. Gentile; 16 Civ. 1619 (JLL)(JAD)

Dear Judge Dickson:

We represent the Plaintiff, Securities and Exchange Commission, in the above-captioned civil action. As directed by the Court at our April 12, 2017 conference, we write to provide a further status update on the parallel criminal case (United States v. Gentile, 16 Cr. 155 (JLL) ("Criminal Case")).

Today, the United States Attorney's Office filed a Motion to Dismiss its appeal of Judge Linares' January 30, 2017 dismissal of the indictment against Gentile. (Criminal Case Appeal Docket, Case No. 17-1468, "Motion on Consent to Dismiss Appeal," dated May 1, 2017.) Accordingly, there is no longer any uncertainty regarding the status of the criminal proceedings in this matter.

Notwithstanding the dismissal of the indictment and termination of the Criminal Case, we understand that Defendant will press his application for a renewal of the Stay in this matter and will detail the grounds in his letter due May 5, 2017.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nancy A. Brown", is written over a horizontal line.

Nancy A. Brown

cc: Hon. Jose L. Linares (via regular mail)  
Adam Ford, Esq., (via email)